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Deliver action Bonn officer 9 a.m. Sunday 23 Nov

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In view failure Soviets to come forward with ^{expected} ~~present~~ proposals re Berlin, Dept considers would be tactically advantageous that three Power demarche be made Moscow, on 24 Nov, if possible to coordinate with UK and French in time.

Bonn should immediately put to UK and French following text for governmental coordination with view to Monday delivery in Moscow. At appropriate point Fedrep should be consulted. Dept does not consider Macmillan letter to Khrushchev alters desirability this plan. Inform USRO NIACT completion coordination so they may begin NATO action.

BEGIN TEXT

"The Government of the United States has noted with grave concern the announced intention of the Soviet Union to cease to execute its functions and responsibilities relating to Berlin. It has also noted

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Telegraphic transmission and
Classification approved by: The Acting Secretary

Clearance:

GER - MJHillenbrand
EUR - FDKohler, ML

S/S - Mr. Boré

Cleared with Mr. Murphy and Mr

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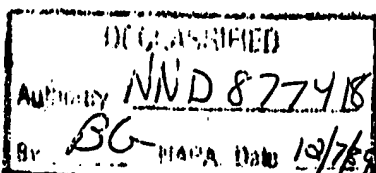
a series of statements by official and unofficial spokesmen denying the rights of the Three Western Powers to remain in Berlin.

Without engaging in polemical argument my Government wishes to emphasize its well-known and oft-repeated view that a unilateral renunciation of obligations relating to Berlin based on long-standing four-power agreements and arrangements would be invalid in international law and could in no way affect the rights and duties of the Four Powers in Berlin. The Soviet Union in law and in fact has for many years acknowledged and accepted responsibility to the other three Powers for maintenance of the status of Berlin and the freedom of its communication with the West.

My Government has directed me to inform you that it will continue to exercise its rights and fulfill its obligations as an occupying power in Berlin under the presently valid quadripartite agreements affecting Berlin.


Furthermore, my Government has instructed me to point out to the Soviet Government that existing international practice leaves no choice except to conclude that any orders that might be issued by the Soviet Union to its officials to cease enforcing measures affecting Western traffic to and from Berlin which have been part of a system of quadripartitely agreed arrangements would constitute a unilateral attempt to terminate the presently existing administrative arrangements in this field.

My Government has sought repeatedly to enlist the cooperation of the Soviet Union in negotiations which would lead to just, practical and humane solutions of the related problems of Berlin and Germany. It is impossible to reconcile the Soviet Government's protestations of a desire to relax ~~international~~



international tensions with a threat of unilateral actions which cannot fail to increase tensions in a highly sensitive area.

My Government wishes to make it clear to the Soviet Government that it continues and will continue to look to the Soviet Government for the fulfillment of its obligations and the maintenance of the rights of the US Government under these agreements.
these agreements x



ACTING

